

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

MERLE DAVIS and DONALD	§	No. 4:11 – cv - 2486
WEILERSBACHER, on Behalf of Themselves	§	
And All Others Similarly Situated,	§	CLASS ACTION
	§	
Plaintiffs,	§	
	§	
vs.	§	
	§	
DUNCAN ENERGY PARTNERS L.P., W.	§	
RANDALL FOWLER, BRYAN F.	§	
BULAWA, WILLIAM A. BRUCKMANN, III,	§	
LARRY J. CASEY, RICHARD S. SNELL,	§	
DEP HOLDINGS, LLC and ENTERPRISE	§	
PRODUCTS PARTNERS L.P.,	§	
	§	
Defendants.	§	

**STIPULATION AND [PROPOSED] ORDER REGARDING EXPEDITED HEARING
ON PLAINTIFFS' MOTION FOR EXPEDITED DISCOVERY
UNDER RULE 26(d) OF THE FEDERAL RULES OF CIVIL PROCEDURE**

Plaintiffs and Defendants have reached agreement regarding a briefing schedule for Plaintiffs' Motion for Expedited Discovery Under Rule 26(d) of the Federal Rules of Civil Procedure (the "Motion") as follows:

1. Defendants' brief in opposition to the Motion shall be filed on or before July 26, 2011.
2. Plaintiffs' reply in support of the Motion shall be filed on or before July 28, 2011.
3. *Copies of briefs will be delivered to the court's chambers*
~~A hearing on the Motion shall be held on _____, 2011, at _____ m.~~
4. Defendants do not waive any defenses by entering into this stipulation.

Plaintiffs reserve the right to petition the court to accelerate the dates herein should the circumstances warrant.

AGREED TO:

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s/ Joe Kendall

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IT IS SO ORDERED.

DATED: 7/15/11



THE HONORABLE SIM LAKE
UNITED STATES DISTRICT JUDGE